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Chief of Enforcement  
AMY BISSON HOLLOWAY  
Senior Commission Counsel  
MICHELLE L. BIGELOW  
Commission Counsel  
**FAIR POLITICAL PRACTICES COMMISSION**  
428 J Street, Suite 620  
Sacramento, CA 95814  
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Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

STATE OF CALIFORNIA

In the Matter of	)	FPPC No.: 2000/56
	)	
JOSEPH GRAY DAVIS, CALIFORNIANS	)	STIPULATION, DECISION AND
FOR GRAY DAVIS, AND STEVEN	)	ORDER
GOURLEY, TREASURER,	)	
	)	
Respondents.	)	

The complainant, Mark Krause, Acting Executive Director of the Fair Political Practices Commission, and Respondents Joseph Gray Davis, Californians for Gray Davis, and Steven Gourley, treasurer, hereby agree that this Stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of the Respondents.

Respondents understand and hereby knowingly and voluntarily waive, any and all procedural rights set forth in sections 83115.5 and 11503 of the Government Code, and in section 18361 of Title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to subpoena witnesses to

1 testify at the hearing, and to have an impartial administrative law judge preside over the hearing as a  
2 hearing officer.

3 It is further stipulated and agreed that Respondents violated the Political Reform Act by failing  
4 to maintain records of major donor letters in violation of Government Code section 84104 (1 count), by  
5 failing to file or timely file late contribution reports in violation of Government Code section 84203 (17  
6 counts), by failing to itemize all contributions of \$100 or more, in violation of Government Code section  
7 84211, subdivision (f) (3 counts), by failing to disclose subvendor information for expenditures, in  
8 violation of Government Code sections 84211, subdivision (j)(6) and 84303 (4 counts) as described in  
9 Exhibit 1, which is attached hereto and incorporated by reference, as though fully set forth herein.  
10 Exhibit 1 is a true and accurate summary of the facts in this matter.

11 Respondents agree to the issuance of the Decision and Order, which is attached hereto.  
12 Respondents also agree to the Commission imposing upon them an administrative penalty in the amount  
13 of Fifty Thousand Dollars (\$50,000). A cashier check in said amount, payable to the "General Fund of  
14 the State of California," is submitted with this Stipulation as full payment of the administrative penalty,  
15 and shall be held by the State of California until the Commission issues its Decision and Order regarding  
16 this matter. The parties agree that in the event the Commission refuses to accept this Stipulation, it shall  
17 become null and void, and within fifteen (15) business days after the Commission meeting at which this  
18 Stipulation is rejected, all payments tendered by Respondents in connection with this Stipulation shall be  
19 reimbursed to Respondents. Respondents further stipulate and agree that in the event the Commission  
20 rejects the Stipulation, and a full evidentiary hearing before the Commission becomes necessary, neither  
21 any member of the Commission, nor the Executive Director, shall be disqualified because of prior  
22 consideration of this Stipulation.

23  
24 Dated: \_\_\_\_\_

\_\_\_\_\_  
Mark Krause  
Acting Executive Director  
Fair Political Practices Commission

25  
26  
27 Dated: \_\_\_\_\_

\_\_\_\_\_  
Joseph Gray Davis, Respondent

1 Dated: \_\_\_\_\_

2 Californians for Gray Davis, Respondent  
3 By: \_\_\_\_\_  
4 (Print or Type Name)

5 Dated: \_\_\_\_\_

6 Steven Gourley, Respondent

7 Dated: \_\_\_\_\_

8 Joe Remcho, Attorney for Respondents  
9 Remcho, Johansen, Purcell

10 **ORDER**

11 The foregoing stipulation of the parties "In the Matter of Joseph Gray Davis, The Governor Gray  
12 Davis Committee, and Steven Gourley, treasurer, FPPC No. 2000/56" including all attached exhibits, is  
13 hereby accepted as the final decision and order of the Fair Political Practices Commission, effective  
14 upon execution below by the Chairman.

15 IT IS SO ORDERED.

16 Dated: \_\_\_\_\_

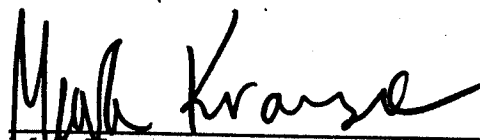
17 Karen A. Getman, Chairman  
18 Fair Political Practices Commission

1 testify at the hearing, and to have an impartial administrative law judge preside over the hearing as a  
2 hearing officer.

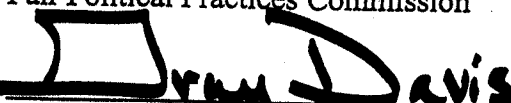
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20 rejects the Stipulation, and a full evidentiary hearing before the Commission becomes necessary, neither  
21 any member of the Commission, nor the Executive Director, shall be disqualified because of prior  
22 consideration of this Stipulation.

23  
24 Dated: 9/28/01

  
Mark Krause  
Acting Executive Director  
Fair Political Practices Commission

25  
26  
27 Dated: Sept. 28, 2001

  
Joseph Gray Davis, Respondent

1 Dated: \_\_\_\_\_  
2

3 Californians for Gray Davis, Respondent  
4 By: \_\_\_\_\_  
(Print or Type Name)

5 Dated: 9/28/01  
6

7   
Steven Gourley, Respondent

8 Dated: \_\_\_\_\_  
9

10 Joe Remcho, Attorney for Respondents  
Remcho, Johansen, Purcell

11 **ORDER**

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13 Davis Committee, and Steven Gourley, treasurer, FPPC No. 2000/56" including all attached exhibits, is  
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15 upon execution below by the Chairman.

16 IT IS SO ORDERED.

17 Dated: \_\_\_\_\_  
18

19 Karen A. Getman, Chairman  
20 Fair Political Practices Commission  
21  
22  
23  
24  
25  
26  
27  
28

1 Dated: 9/28/01

Garry South  
Californians for Gray Davis, Respondent  
By: Garry South  
(Print or Type Name)

5 Dated: \_\_\_\_\_

Steven Gourley, Respondent

7 Dated: 9/28/01

Joe Remcho / by attn. JAW  
Joe Remcho, Attorney for Respondents  
Remcho, Johansen, Purcell

9 ORDER

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14 IT IS SO ORDERED.

16 Dated: \_\_\_\_\_

Karen A. Getman, Chairman  
Fair Political Practices Commission